



01.19.05

RCE

Zhu

"EXPRESS MAIL" MAILING LABEL

NUMBER EV 621328124 USDATE OF DEPOSIT January 18, 2004

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450

Patrick O'Shea

TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE

Patrick O'Shea

SIGNATURE OF PERSON MAILING PAPER OR FEE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of : Docket No.: 5173-0006
MICHAEL J. SCOTT et al. : Date: January 18, 2005
Serial No.: 10/074,990 : Group Art Unit: 1761
Filing Date: 13 February 2002 : Examiner: R. Alexander

Title: ELECTRIC BEVERAGE MAKER

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION
PURSUANT TO 37 CFR §1.114

Dear Sirs:

In response to the Final Office Action mailed on 8/17/2004, having an expiration date of 11/17/2004, applicants submit: 1) the present Request for Continued Examination, including new arguments in response to the rejections of the 8/17/04 Final Office Action; 2) an IDS listing prior art for consideration by the Examiner; and 3) a request for a two-month extension of time. January 17, 2005 is a federal holiday, and the period of response is therefore extended to January 18, 2005.

Claims 1-38 and 41-43 are pending. Of the pending claims, 1 - 3, 5, 8 - 11, 22 -

01/21/2005 EFLORES 00000066 10074990

1 01/21/2005 EFLORES 00000066 10074990

01/21/2005 EFLORES 00000066-10074990 790.00 OP

01 FC:1801 790.00 OP

02 FC:1252 450.00 OP

1 01/21/2005 EFLORES 00000066 10074990

02 FC:1252 450.00 OP

25, and 41-43 are rejected. Claims 4, 6, 7, 12 - 21, and 26 - 38 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims.

Applicants thank the Examiner for his conditional allowance of the aforesaid claims.

Remarks begin on page 3 of this response.

Applicants hereby request a two (2) month extension of time for response. A check in the amount of \$1240.00 is enclosed herewith (\$450 = 2-month extension, \$790 = RCE fee).